

PTO/SB/21 (08-03)

Approved for use through 07/31/2006, OMB 0651-0031

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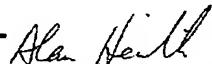
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FORM**

(to be used for all correspondence after initial filing)

|  |    |                        |   |
|--|----|------------------------|---|
|  |    | Application Number     | 10/810300   |
|  |    | Filing Date            | 03/26/2004  |
|  |    | First Named Inventor   | Shiraz M. Shivji <b>RECEIVED</b><br><b>CENTRAL FAX CENTER</b> |
|  |    | Art Unit               | not known   |
|  |    | Examiner Name          | not known <b>OCT 17 2005</b>                                  |
| Total Number of Pages in This Submission | 12 | Attorney Docket Number | 080803.P001   |

| ENCLOSURES (Check all that apply)  |  |   |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):<br><b>Please see remarks below.</b> |
| <input type="button" value="Remarks"/><br>Page 1 - this page.<br>Page 2&3 - Information Disclosure Statement under 37 CFR 1.97<br>Pages 4 SB08<br>Pages 5 - 12 IDS References<br><br>Email communication authorized to customer number 40418.  |  |   |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                               |   |
|-------------------------------|---|
| Firm<br>or<br>Individual name | Alan Heimlich, Esq. / PTO Reg. 48808  |
| Signature                     | <br>Digitally signed by Alan Heimlich<br>DN: CN = Alan Heimlich, C = US, O = Heimlich Law |
| Date                          | 10/17/2005  |

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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|-----------------------|---|---|
| Typed or printed name | Alan Heimlich   | Digitally signed by Alan Heimlich<br>DN: CN = Alan Heimlich, C = US, O = Heimlich Law |
| Signature             |  | Date 10/17/2005   |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/810300  
Applicant : Shiraz M. Shivji  
Filed : 03/26/2004  
TC/A.U. : not known  
Examiner : not known  
Confirmation No. : not known  
  
Docket No. : 080803.P001

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OCT 17 2005

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of an Information Disclosure Statement by Applicant ("IDS") (Form PTO/SB/08A and 08B as required) together with copies of the cited documents. It is respectfully requested that the cited documents be considered by the Examiner and the IDS be initialed by the Examiner to indicate such consideration and that a copy of such be returned to Applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this IDS is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this IDS is material to patentability. This IDS is being submitted under:

37 C.F.R. §1.97(b)

- (1) – i.e. within 3 mo of filing date of national ap (other than under 1.53(d))
- (2) – i.e. within 3 mo of date of entry in national stage (international ap 1.491)
- (3) – i.e. before mailing of first Office Action on the merits
- (4) – i.e. before mailing of first Office Action after filing RCE under 1.114

37 C.F.R. §1.97(c) – i.e. after time period of 1.97(b) and before an action closing prosecution (mailing date of final action 1.113, NOA 1.311, etc.) and is accompanied by:

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- [ ] (1) – one of the statements of 1.97(e) below; OR
- [ ] (2) – the fee set forth in 1.17(p) and enclosed.

37 C.F.R. §1.97(d) – i.e. after time period of 1.97(c) and IDS is filed on or before issue fee and is accompanied by:

- [ ] (1) – one of the statements of 1.97(e) below; AND (2) – the fee set forth in 1.17(p) and enclosed.

37 C.F.R. §1.97(e) statement:

- [ ] (1) That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or
- [ ] (2) That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Respectfully submitted,

Dated: 10/17/2005

  
Digitally signed by Alan  
Heimlich  
DN: CN = Alan Heimlich, C  
= US, O = Heimlich Law

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PTO/SB/08A (08-03)

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| Substitute for form 1449/PTO |   | <b>Complete if Known</b> |                  |
|                              |   | Application Number       | 10/810300        |
|                              |   | Filing Date              | 03/26/2004       |
|                              |   | First Named Inventor     | Shiraz M. Shivji |
|                              |   | Art Unit                 | not known        |
|                              |   | Examiner Name            | not known        |
|                              |   | Attorney Docket Number   | 080803.P001      |
| Sheet                        | 1 | of                       | 1                |

| FOREIGN PATENT DOCUMENTS       |                       |   |                                |  |   |
|--------------------------------|-----------------------|---|--------------------------------|--|---|
| Examiner Initials <sup>1</sup> | Cite No. <sup>2</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>Or Relevant Figures Appear |
|                                |                       | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |                                |  |   |
|                                |                       | EP 0 982 676 A1   | 03-01-2000                     | Hewlett-Packard                                    |   |
|                                |                       |   |                                |  |   |
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|                               |  |                            |  |
|-------------------------------|--|----------------------------|--|
| <b>Examiner<br/>Signature</b> |  | <b>Date<br/>Considered</b> |  |
|-------------------------------|--|----------------------------|--|

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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